

ESTTA Tracking number: **ESTTA431568**

Filing date: **09/21/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91199169
Party	Plaintiff Boston Red Sox Baseball Club Limited Partnership
Correspondence Address	JILL K TOMLINSON COWAN LIEBOWITZ & LATMAN PC 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036 UNITED STATES jkt@cll.com, trademark@cll.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Aryn M. Emert
Filer's e-mail	ame@cll.com, jmn@cll.com, trademark@cll.com
Signature	/Aryn M. Emert/
Date	09/21/2011
Attachments	RPI - Final MOCS - 3 Months - Dec 29.PDF (3 pages)(22271 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Application Serial No. 85/048,384

Filed: May 26, 2010

For Mark: RPI (Stylized)

Published in the Official Gazette: September 28, 2010

	X	
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BOSTON RED SOX BASEBALL	:	
CLUB LIMITED PARTNERSHIP,	:	
Opposer,	:	
	:	
v.	:	Opposition No. 91199169
	:	
RENSSELAER POLYTECHNIC	:	
INSTITUTE,	:	
Applicant.	:	
	X	

**MOTION ON CONSENT TO CONTINUE SUSPENSION OF PROCEEDINGS AND TO
EXTEND DISCOVERY PERIOD IF OPPOSITION IS RESUMED**

Opposer, by and through counsel, hereby moves for an order further suspending the proceedings in this matter for a period of three (3) months, until **December 29, 2011**. Applicant's counsel consented to this motion, which is requested to allow the parties to continue to engage in settlement discussions.

Since the matter was last suspended, the parties' counsel have discussed potential terms for settlement, and Opposer's outside counsel drafted a settlement agreement based on those terms. The additional time is requested for Opposer's outside counsel to relay the draft settlement agreement to Opposer's in-house counsel for review and to send the agreement to Applicant thereafter to review, and for the parties to continue to work towards settlement of this matter.

In the event that the Board denies this motion, Opposer consents to an extension of time for Applicant to file an answer or otherwise respond to the Notice of Opposition until sixty (60) days after such denial.

If the Board grants this motion, the Board should also reset Applicant's time to answer or otherwise respond to the Notice of Opposition. Additionally, the parties request that six months of discovery be allowed and that the discovery cutoff be reset to six (6) months after the proceedings resume so that the parties will have the full period of discovery in the event that the matter is not able to be resolved. The trial periods and other periods should be reset accordingly.

Dated: New York, New York
September 21, 2011

COWAN LIEBOWITZ & LATMAN, P.C.
Attorneys for Opposer

By: /Aryn M. Emert/

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on September 21, 2011, I caused a true and correct copy of the foregoing Motion to Suspend to be sent via First Class Mail, postage prepaid, to Applicant's Attorney of Record and Correspondent, Martin J. Ricciardi, Esq., Whiteman Osterman & Hanna LLP, 1 Commerce Plaza, Albany, NY 12260-1000.

/Aryn M. Emert/
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